Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE

DIANNE L. KELLEY and KENNETH HANSEN,

NO. C07-0475 MJP

Plaintiffs,

MOTION TO SEAL

v.

CLASS ACTION

MICROSOFT CORPORATION, a Washington Corporation,

NOTE ON MOTION CALENDAR: January 15, 2008

Defendant.

Pursuant to Paragraph 13 of the Court's Protective Order (Dkt. 57), plaintiffs have filed or will file under seal the following materials that Microsoft has designated "CONFIDENTIAL" or which contain excerpts from materials Microsoft has designated "CONFIDENTIAL:"

- 1. Plaintiffs' Reply in Support of Motion for Application of Washington Law [contains excerpts from materials containing Microsoft's confidentiality designations];
- 2. Supplemental Smart Declaration, Exhibit A;
- 3. Plaintiffs' Reply In Support of Motion For Class Certification [contains excerpts from materials containing Microsoft's confidentiality designations]; and

MOTION TO SEAL - 1 No. C07-0475 MJP GORDON TILDEN THOMAS & CORDELL LLP 1001 Fourth Avenue, Suite 4000 Seattle, WA 98154 Phone (206) 467-6477 Fax (206) 467-6292

4. Thomas Declaration, Exhibit A.

Pursuant to the terms of the Protective Order and other applicable law, Microsoft bears the burden to justify sealing or redacting each of the above.

DATED this 19th day of December, 2007.

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CERTIFICATE OF SERVICE

I hereby certify that on December 19, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following.

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